S.B.Cr.Misc. II Bail App. No. 4339/2007
(Parasmal Vs. State of Rajasthan)

Date of order : 05/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. D.K.Gaur for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and challan papers as also the statement of prosecutrix PW-3 recorded by the trial court on 12.6.2007.

The first bail application came to be dismissed on 1.2.2007 prior to the recording of the statement of prosecutrix.

It is contended by learned counsel for the petitioner that the prosecutrix herself stated that she went in Nata to Ramlal and Ramlal's father Rupa Bhita did not want to see her as his daughter-in-law and therefore, he took her to police station-Raipur. She categorically stated that Ramlal's father never wanted to see her as daughter-in-law and took her to police station.

Without commenting on the merit of the case, looking to the facts and circumstances of the case, having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this second bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Parasmal S/o Nenu be released on bail in FIR No. 84/06 P.S. Kareda, district Bhilwara, provided he executes a personal bond for a sum of Rs. 20,000/- with

two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP